

PETER VERNIERO
ATTORNEY GENERAL OF NEW JERSEY

FILED

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NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS

STATE OF NEW JERSEY DEPARTMENT OF
LAW & PUBLIC SAFETY DIVISION OF
CONSUMER AFFAIRS STATE BOARD OF
CHIROPRACTIC EXAMINERS
DOCKET NO.

IN THE MATTER OF THE
SUSPENSION OR REVOCATION
OF THE LICENSE OF

ALAN L. MARCUS, D.C.
LICENSE NO. MC1604

TO PRACTICE CHIROPRACTIC
IN THE STATE OF NEW JERSEY

Administrative Action

ORDER TO SHOW CAUSE
NOTICE OF HEARING AND
REQUIREMENT TO FILE ANSWER

TO: ALAN L. MARCUS, D.C.
1151 Main Ave.
Clifton, New Jersey 07013

This matter was opened to the New Jersey State Board of Chiropractic Examiners by Verified Administrative Complaint with supporting material, copy attached, of Peter Verniero, Attorney General of New Jersey, by Beatriz Valera-Schutz, Deputy Attorney General, on notice to respondent, seeking the suspension and/or revocation of the license of respondent Alan L. Marcus, D.C., to practice chiropractic and for other relief pursuant to the authority conferred on the Board by N.J.S.A. 45:9-41.4 et seq. and N.J.S.A. 45:1-14 et seq. and related administrative regulations. Pending

final disposition of the Verified Complaint pursuant to N.J.S.A. 45:1-22, and it being alleged in the Complaint that respondent has committed serious violations of the Chiropractic Practice Act, and it being further alleged that the continued practice of chiropractic by respondent represents a clear and imminent danger to the public health, safety and welfare. Accordingly, for good cause shown;

IT IS on this _____ day of December, 1998,

ORDERED that respondent Alan Marcus, D.C., either in person or by attorney, show cause before the New Jersey State Board of Chiropractic Examiners on Tuesday, December 29, 1998 at its offices located at 124 Halsey Street, 6th Fl., Newark, New Jersey, 07101, at 10:30 a.m. why an Order should not be entered temporarily suspending the license of Alan Marcus, D.C., to practice chiropractic in this State; and

IT IS FURTHER ORDERED, that a copy of this Order, together with the Verified Complaint and the Affidavits and Exhibits in support thereof be served upon respondent Alan Marcus, D.C., or his attorney forthwith; and

IT IS FURTHER ORDERED, that separate from his response to the Order to Show Cause, respondent shall file an Answer to the charges contained within the Verified Complaint not later than five days from service of the Complaint; said Answer to be delivered to the New Jersey State Board of Chiropractic Examiners, 124 Halsey Street, 6th fl., Newark, New Jersey, 07101; with a copy to Beatriz Valera-Schutz, Deputy Attorney General, Division of Law, 124 Halsey Street, P.O. Box 45029, Newark, New Jersey 07101; and

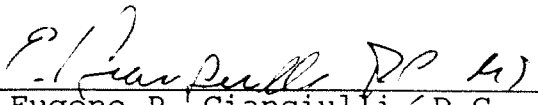
IT IS FURTHER ORDERED, that an admission of the charges will indicate that respondent does not wish to contest the charges stated, rendering unnecessary any hearing in this proceeding. The case will then be presented to the State Board of Chiropractic Examiners within thirty (30) days from the receipt of the respondent's Answer or on an adjourned date, together with any written matter he may wish to submit with the Answer in alleged mitigation of penalty, for a determination as to whether disciplinary sanctions, including suspension or revocation of respondent's license to practice medicine and surgery or lesser sanctions should be imposed, and whether monetary penalty and costs should be assessed and, if so, the amount thereof pursuant to the authority conferred upon the Board by N.J.S.A. 45:9-41.4 et seq. and N.J.S.A. 45:1-14 et seq., and

IT IS FURTHER ORDERED that a denial of the charges will result in a formal hearing which may be conducted by the Board or by an Administrative Law Judge, who, upon notice to respondent, will hear the Complaint and consider the imposition of disciplinary sanctions with respect to respondent's license and may recommend the possible determination set forth above. Respondent may appear at the hearing either in person or by attorney or both and shall be afforded an opportunity at that time to make defense to any and all of the charges; and

IT IS FURTHER ORDERED that failure to respond to this Order to Show Cause or failure to appear before the New Jersey Board of Chiropractic Examiners in person or by attorney as herein indicated, or failure to appear for a formal hearing on the

remainder of the charges as required, may result in this matter being considered in respondent's absence on the proofs presented and an order may be entered against respondent for any and all of the relief demanded in the Verified Complaint.

STATE BOARD OF CHIROPRACTIC
EXAMINERS

By 
Eugene P. Cianciulli, D.C.
President

KINDLY ADDRESS AN ORIGINAL AND ONE COPY OF RESPONDENT'S ANSWERS SPECIFICALLY RESPONDING TO EACH PARAGRAPH OF THE VERIFIED COMPLAINT TO:

THE NEW JERSEY BOARD OF CHIROPRACTIC EXAMINERS
124 Halsey Street, 6th fl.,
Newark, New Jersey, 07101
Tel. (973) 504-6395

and

ATTORNEY GENERAL OF NEW JERSEY
Attention: BEATRIZ VALERA-SCHUTZ, D.A.G.
Division of Law
121 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101